C/1907

(8)

IN THE HIGH COURT OF JUDICATURE AT BILASPUR (C.G.)

WRIT PETITION NO. 816 OF 2002

BETWEEN

1. Smt. Franciska Kujur Wife of Naresh Kumar Ekka, aged about 35 years, Working as Aangan Badi Worker at Village Tora, Post Sarai Tola, District Jashpur (CG).

2. Smt. Laurencia Toppo Wife of Shri Kolaber Kerketta, aged about 38 years, Working as Aangan Badi Worker at Village Khedar Post Nanhesar District Jashpur (CG).

3. Smt. Crecentia Kujur Wife of Filidiyus Ekka aged about 38 years, Working as Aangan Badi Worker at Village Maina, Post Saraitoli District Jashpur (CG).

4. Smt. Primalata Wife of Robert Gasten aged about 48 years, Working as Aangan Badi Worker at Village Tangamdih, Post Raikera District Jashpur (CG).

5. Smt. Sushila Kerketta W/o Rajendra Toppo, aged about 38 years, working as Aangan Badi Worker at Village Rangley, P.O. Rangley, District Jashpur (CG).

6. Smt. Nirmala Tirki Wife of Cristopher Lakra, aged about 40 years, Working as Aangan Badi Worker at Jampani, Post Sarab Kumbh, District Jashpur (CG).

7. Lusi Tirki W/o Mincent Tirki, aged 48 years, Working as Aanganbadi Worker at Village Rumsama Post Karma, District Jashpur (CG).

8. Smt. Mariam Ekka Wife of Alvish Kujur, aged about 52 years, Working as Aanganbadi Worker, at Village Samerwar Post Durgapara, District Jashpur (CG).

P.R. No. 816
Presented by Shri Sameer Kher
dated 19.9.02

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19/9/02
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उपखण्ड अधिकारी
जशपुर नगर
जिला जशपुर
19/9/02

9. Smt. Silbiya Toppo Wife of Amul Minj, aged about 39 years Working as Aanganbadi Worker at Village Tatkela, Post Pirai District Jashpur (CG).

10. Smt. Salestina Tirkey Wife of Tibirsiyus Kujur, aged about 39 years, Working as Aanganbadi Worker at Village Sulesa district Jashpur (CG).

11. Smt. Amrita Tirkey Wife of Kalesh Tirkey aged about 50 years, working as Aanganbadi worker, at Dumar Toli, Post Office Bagicha District Jashpur (CG).

12. Smt. Silwani Lakra Wife of Makeriyus Ekka, aged about 46 years Working as Aanganbadi Worker at Village Mahadeo Dand, Post Office Kurok, District Jashpur (CG).

PETITIONERS

A N D

1. The State of Chhattisgarh,
Through the Secretary Department of
Women and Child Development, D.K.S.Building,
Raipur, Tahsil and District Raipur (CG).

2. Collector Jashpur
(Women and Child Development)
District Jashpur Nagar (CG).

3. District Women and Child Development Officer,
Jashpur, (Chhattisgarh).

4. Collector Raigarh
(Women and Child Development)
Raigarh, District Raigarh.

5. Collector (Women and Child Development)
Bastar at Jagdalpur District Bastar.

(10)

6. The Project Officer
Intigrated Child Development Project,
Bagicha, District Jashpur Nagar (CG).

7. The Projected Officer,
Intigrated Child Development Project,
Jashpur Nagar, District Jashpur (CG).

RESPONDENTS

WRIT PETITION UNDER ARTICLES 226/227 OF THE CONSTITUTION OF INDIA

(88)

XL-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

W.P. No. 816/02

मामला क्रमांक ..... सन् 200

..... विरुद्ध .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

17.6.2002

Petitioners by Shri Prashant Mishra, Advocate.

Respondents No. 1 to 7 by Shri Sanjay K. Agarwal, Deputy Advocate General.

Heard.

Learned counsel for the petitioners submits that the name of the petitioners were included in the list Annexure P/1 for direct appointment on the post of Supervisor (Anganbadi Worker) but the respondents have not issued appointment orders although other persons mentioned in the same list have been given appointment.

Learned Deputy Advocate General raised two objections viz. (i) none of the petitioner has submitted any notice for demand of justice; and (ii) in view of the decision of Apex Court reported in (2001) 6 S.C.C. 380 (All India SC & ST Employees' Association and another Vs. A. Arthur Jeen and others), Annexure P/1 does not confer any right to the petitioners to get appointment.

Learned counsel for the petitioners submits that ratio of aforesaid decision does not apply in the present petition because Annexure P/1 was a common list; it was not a select list, reserve list, waiting list or merit list. Be that as it may,

[पीछे देखिये

(89)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

W.P. NO. 816/02

मामला क्रमांक ..... सन् 200

विरुद्ध .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित -2-	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

the petitioners have not submitted representation or notice for demand of justice.

Having thus considered the facts and circumstances of the case it is directed that if the petitioners make a representation along with copy of the present petition and order passed today within a period of 15 days, the competent authority shall consider and decide it on its own merits in accordance with law within a period of 30 days from the date of receipt of such representation.

With the above observations the petition is disposed of at this stage.

Parties are entitled for certified copy.

Sd/-
Fakhruddin
Judge